IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 2ND NOVEMBER 2006 / 11TH KARTHIKA 1928

Bail Appl..No. 6029 of 2006

PETITIONER

MS.KAMINI JAYAN MENON,
LAKSHMI NIVAS, LALAN ROAD,
KOCHI-02.

BY ADV. SRI.DEVAN RAMACHANDRAN

RESPONDENTS:

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1. THE STATE OF KERALA REPRESENTED
BY THE PUBLIC PROSECUTOR.

2. THE SUB INSPECTOR OF POLICE,
CENTRAL POLICE STATION, KOCHI.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6029/2006

DATED THIS THE 2ND DAY OF NOVEMBER, 2006

O R D E R

The petitioner is alleged to have committed the offence punishable under Sections 406, 420, 468 and 471 IPC, while she was working as an Executive Assistant of the liaison officer of M/s Butler's Choice International Aps., having its office at Ernakulam. While she was so working, she had forged the documents of the BSNL vouchers and cheated the establishment of an amount of Rs.23,000/-.

2. The learned counsel appearing for the petitioner, on the other hand, submits that she had resigned from the establishment. She is married and settled in family life and is having a small child of four months. Therefore, the counsel submits that the petitioner may not be arrested.

3. It is also submitted by the learned counsel that though she had not committed the offence, in order to lead a peaceful family life, she is prepared to pay back the amount, alleged by the prosecution. I had therefore,

directed the prosecution to ensure that if the petitioner is prepared to pay back the amount and settle the matter, give an opportunity to her, as per the law.

4. In the above facts situation, I direct the petitioner to surrender before the Investigating Officer, on 9.11.2006 at 10.30 a.m.

5. The Investigating Officer shall interrogate the petitioner, in the light of the facts submitted by either side and the discussions held herein, and shall proceed against the petitioner, as per the law.

6. In the event of the arrest of the petitioner, she shall be released on bail, on she executing a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Investigating Officer, arresting her.

7. The petitioner shall be available before the Investigating Officer, as and when required, for the purpose of the completion of the investigation.

The application is disposed of as above.

J.M.JAMES
JUDGE

mrcs